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**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

SUSAN YOSS,

Plaintiff,

- against -

IGPS COMPANY, LLC; PEGASUS CAPITAL  
ADVISORS, LP; PEGASUS CAPITAL  
ADVISORS G.P., LLC; PEGASUS CAPITAL  
ADVISORS III, LP; PEGASUS INVESTORS  
III, LP; PEGASUS INVESTORS III G.P., LLC,

Defendants.

**MEMO ENDORSED**

No. 08 CV 02212 (MGC) (MHD)  
**FILED BY ECF**

**NOTICE OF MOTION TO DISMISS**

PLEASE TAKE NOTICE that, pursuant to rule 12(b)(6) of the Federal Rules of Civil Procedure, upon the Memorandum of Law in Support of Motion to Dismiss by defendants Pegasus Capital Advisors, LP, Pegasus Capital Advisors, G.P., LLC, Pegasus Capital Advisors III, LP, Pegasus Investors III, LP, and Pegasus Investors III G.P., LLC (collectively, "Pegasus") and the plaintiff's Complaint, Pegasus, by and through their undersigned counsel, will move this Court before the Honorable Miriam G. Cedarbaum, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, at 9:30 a.m. on April 24,

*Motion granted. Plaintiff given leave to file an amended complaint by May 22, 2008. For oral opinion, see record of proceedings. So ordered. April 24, 2008.*

*5/ United States District Judge*